IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO. 299 OF 2006
WITH
CIVIL APPLICATION NO. 593 OF 2006

Murlidhar Vishwanath Bhor ..Appellant

versus

Smt. Parvatibai G. Bhor & Ors. ..Respondents

Mr. V. P. Patil for the Appellant.

Mr. M. Deshmukh for the Respondent Nos. 1 to 7.

CORAM : D.B. BHOSALE, J.
DATE : 23RD JULY, 2007.

P.C.

1. Heard learned counsel for the parties.

2. The Defendant No.1 has impugned concurrent findings of the facts recorded by the Courts below by which a suit filed by the Plaintiffs for partition and separate possession of the agricultural land, house properties as mentioned in paragraph 3 of the plaint, was decreed. Both the Courts below have decreed the suit holding that the Respondents - Plaintiffs are entitled for partition

and separate possession of one half share in Old Survey No. 65/1 (Gat Nos. 849 and 850) totally admeasuring 1 acre 26 gunthas, so also one half share in Old Suit House No. 98 (New 98 and 98A) and Old Survey No. 65/1+2+3 A (New Gat Nos. 849 and 950. No substantial question of law is either raised or involved in this Appeal. The findings recorded by the Courts below are based on the evidence on record and warrant no interference by this Court. The Second Appeal is dismissed.

3. Consequently, the Civil Application also stands disposed of.

(D. B. BHOSALE, J.)